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US Army Corps of Engineers ®

SPECIAL PUBLIC NOTICE

SETTLEMENT REACHED
BETWEEN THE CORPS OF ENGINEERS AND THE CITY OF CARSON

LOS ANGELES DISTRICT

Public Notice/Application No.: 200200729-JLB
Project Manager: Joshua L. Burnam (213) 452-3294 joshua.l.burnam@usace.army.mil

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The United States Army Corps of Engineers ("Corps"), on June 3, 2002, pursuant to Section 404 of the Clean Water Act conditionally verified Nationwide Permits 14 and 33, Permit No. 2002-00729-JLB ("Permit") for the City of Carson's ("City") Macco Channel Double Box-Culvert project ("Project") at the Del Amo Boulevard over-crossing of the I-405, in the City of Carson, Los Angeles County, California.

On January 14th, 2004, the Corps issued a proposed order ("Order") to assess Class I administrative penalty against the City for non-compliance with the Permit.

The Order alleges the City failed to comply with Special Condition 1 of the Permit, which required the City to mitigate for permanent impacts to waters of the United States at a 7:1 ratio by removing exotic species and planting pickleweed (*Salicornia virginica*) in a 0.07-acre portion of the Dominguez Channel, and to submit a final detailed plan for this activity to the California Regional Water Quality Control Board, the California Department of Fish and Game, and the Corps by July 18, 2003.

After several months of negotiation, the Corps and the City reached an agreement that settles the administrative penalty proceedings. Settlement calls for the City to fund the restoration of 0.20 acre of pickleweed habitat at the Fieldstone Property located in Orange County, California, through an In-Lieu-Fee Agreement with the California State Lands Commission. This represents a mitigation ratio of 20:1.

A copy of the settlement agreement can be viewed at:

http://www.spl.usace.army.mil/regulatory/administrative_penalties.htm

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Questions can be sent electronically to: joshua.l.burnam@usace.army.mil. Any questions relating to this matter may be directed to Joshua Burnam at the above address or by telephone at (213) 452-3294.